

**BEFORE THE ENVIRONMENT COURT**  
**AT AUCKLAND**

**I MUA I TE KOOTI TAIAO O AOTEAROA**

**IN THE MATTER** of the Resource Management Act  
1991

**AND**

**IN THE MATTER** of an appeal pursuant to Clause 14 of  
the First Schedule of the Resource  
Management Act 1991 against the  
decision of the Waikato Regional  
Council on Proposed Plan Change 1  
to the Waikato Regional Plan

**BETWEEN** **HAMILTON CITY COUNCIL**

Appellant

(ENV-2020-AKL-000091)

**AND** **WAIKATO REGIONAL COUNCIL**

Respondent

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**NOTICE OF MATAMATA-PIAKO DISTRICT COUNCIL'S WISH TO BE  
PARTY TO PROCEEDINGS UNDER SECTION 274 OF THE RESOURCE  
MANAGEMENT ACT 1991**

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**BROOKFIELDS  
LAWYERS**

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**AUCKLAND**

**TO:** The Registrar  
Environment Court  
Auckland

**AND TO: HAMILTON CITY COUNCIL**

Westpac House  
430 Victoria Street  
PO Box 258  
DX GP 20031  
Hamilton 3240

1. Matamata-Piako District Council (**MPDC**) wishes to be a party to the following proceeding concerning an appeal against the decisions on submissions on Proposed Plan Change 1 (Waikato and Waipa rivers) to the Waikato Regional Plan (**PC1**):

- (a) ENV-2020-AKL-000091 Hamilton City Council v Waikato Regional Council (**Appeal**).

**Nature of Interest**

2. MPDC is:
  - (a) A local authority; and
  - (b) A person who made a submission (submitter ID 73419) and further submission on the subject matter of the proceedings.
3. MPDC is not a trade competitor for the purposes of section 308C of the Resource Management Act 1991 (**RMA**).

**Extent of Interest**

4. The parts of the proceeding that MPDC is interested are:
  - (a) Objective 1;
  - (b) Policies 13 and 17; and

- (c) Implementation Method 3.11.3.2
5. Without derogating from paragraph 4, MPDC is particularly interested in the Appeal in so far as it relates to:
- (a) Ensuring that wetlands constructed as part of infrastructure (or “infrastructure wetlands”) are exempt from Objective 1 and Policy 17.
  - (b) Amending Policy 13 (d) so that it is clear and certain that offset measures can be staged.
  - (c) Amending Policy 13 (i) to clarify when reasonable mixing “may” be acceptable. While MPDC’s wastewater treatment plants are not within the PC1 area, they seek to ensure for any future plan changes for the Waihou Piako Catchment they can continue to rely on reasonable mixing zones. Removing the ability to have mixing zones will significantly increase costs for wastewater treatment plants. MPDC also supports the deletion of the words “may be acceptable as a transitional measure during the life of this Chapter”.
  - (d) Amending Implementation Method 3.11.3.2 to include the words “and implement” to ensure:
    - (i) That sub-catchment scale plans are put into effect; and
    - (ii) Consistency with Implementation Method 3.11.3.1.

**Relief Sought**

6. MPDC **supports** the relief sought in the Appeal because:
- (a) It promotes sustainable management;
  - (b) It enables social, economic and cultural wellbeing;
  - (c) It is otherwise consistent with Part 2 of the RMA;

- (d) It is appropriate in terms of section 32 of the RMA; and
  - (e) Otherwise for the reasons set out in MPDC's submission and further submission on PC 1.
7. MPDC seeks that the relief sought in the Appeal be **granted**.

**Mediation**

8. MPDC agrees to participate in mediation or other dispute resolution of the proceedings.

**Service**

9. A copy of this notice has been served on the Respondent and Appellant.

**DATED** the 29<sup>th</sup> day of September 2020

**MATAMATA-PIAKO DISTRICT COUNCIL** by its lawyers and duly authorised agents **BROOKFIELDS LAWYERS**



A M B Green / B J Cochrane  
Counsel for Matamata-Piako District Council

This section 274 is filed by Andrew Michael Basford Green, solicitor for Matamata-Piako District Council. The address for service of Matamata-Piako District Council is at the offices of Brookfields Lawyers, Tower 1, 9<sup>th</sup> Floor, 205 Queen Street, Auckland.

Documents for service on Matamata-Piako District Council may be left at the address for service or may be:

1. Posted to the solicitors at PO Box 240, Auckland 1140.

2. Left for the solicitors at Document Exchange for direction to DX CP24134.
3. Transmitted to the solicitors by facsimile to 09 379 3224.
4. Emailed to the solicitors at [green@brookfields.co.nz](mailto:green@brookfields.co.nz) or [cochrane@brookfields.co.nz](mailto:cochrane@brookfields.co.nz)